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BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554

RECEIVED

DEC 21 2005

Federal Communications Commission  
Office of Secretary

In the Matter of )

Reclassification of License of Station )  
KXRR(FM), Monroe, Louisiana )

RM-11231

To: Office of the Secretary  
Attn: Audio Division, Media Bureau

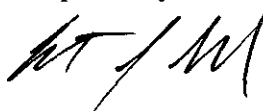
**NOTICE OF APPLICATION FILED IN RESPONSE TO ORDER TO SHOW CAUSE**

On behalf of Opus Broadcasting Monroe, LLC. ("Opus"), the licensee of KXRR(FM), Monroe, Louisiana (FIN: 50405), attached is the application for construction permit to modify the KXRR(FM) technical facilities to attain minimum Class C facilities that was filed electronically today. This application is submitted in response to the Order to Show Cause, DA 05-1308 (rel. May 4, 2005) (the "Order") in which the Commission directed Opus to show cause why the KXRR(FM) license should not be modified to specify operation on Channel 291CO in lieu of Channel 291C.

The Order stated that a Petition for Rule Making had been filed by Charles Crawford requesting the allotment of FM Channel 290A at Pleasant Hill, Louisiana. The proposed allotment of FM Channel 290A would require that the KXRR license and allotment be reclassified from Class C to Class CO. On June 27, 2005, pursuant to Note 4 of Section 73.3573 of the Commission's rules, Opus affirmed its intent to file by December 23, 2005 (within 180 days of the show-cause response due date) an application for construction permit to increase the height above average terrain of KXRR to at least 451 meters. That application has now been filed and is attached hereto.

Also attached is a copy of the FAA submission as required by Note 4 of Section 73.3573. Opus will serve Charles Crawford with copies of any submissions related to its effort to modify the KXRR facility. If there are any questions concerning this matter, please contact the undersigned.

Respectfully submitted,



David D. Oxenford  
Christopher J. Sadowski

Counsel to Opus Broadcasting Monroe, LLC

Dated December 21, 2005

No. of Copies rec'd 0+4  
List A B C D E

Federal Communications Commission Washington, D.C. 20554  <b>FCC 301</b>	Approved by OMB 3060-0027 (September 2004)  FOR FCC USE ONLY
<b>APPLICATION FOR CONSTRUCTION PERMIT FOR COMMERCIAL BROADCAST STATION</b>  Read INSTRUCTIONS Before Filling Out Form	FOR COMMISSION USE ONLY FILE NO. - 20051221ALW

**Section I - General Information**

1. Legal Name of the Applicant OPUS BROADCASTING MONROE LLC			
Mailing Address 950 3RD AVENUE, 19TH FLOOR			
<table border="1"> <tr> <td>City NEW YORK</td> <td>State or Country (if foreign address) NY</td> <td>ZIP Code 10022 -</td> </tr> </table>	City NEW YORK	State or Country (if foreign address) NY	ZIP Code 10022 -
City NEW YORK	State or Country (if foreign address) NY	ZIP Code 10022 -	
<table border="1"> <tr> <td>Telephone Number (include area code) 2122173930</td> <td>E-Mail Address (if available)</td> </tr> </table>	Telephone Number (include area code) 2122173930	E-Mail Address (if available)	
Telephone Number (include area code) 2122173930	E-Mail Address (if available)		
<table border="1"> <tr> <td>FCC Registration Number: 0010998375</td> <td>Call Sign KXRR</td> <td>Facility ID Number 50405</td> </tr> </table>	FCC Registration Number: 0010998375	Call Sign KXRR	Facility ID Number 50405
FCC Registration Number: 0010998375	Call Sign KXRR	Facility ID Number 50405	
2. Contact Representative (if other than Applicant) DAVID D. OXENFORD			
<table border="1"> <tr> <td>Telephone Number (include area code) 2026638000</td> <td>Firm or Company Name PILLSBURY WINTHROP SHAW PITTMAN LLP</td> </tr> </table>	Telephone Number (include area code) 2026638000	Firm or Company Name PILLSBURY WINTHROP SHAW PITTMAN LLP	
Telephone Number (include area code) 2026638000	Firm or Company Name PILLSBURY WINTHROP SHAW PITTMAN LLP		
<table border="1"> <tr> <td>E-Mail Address (if available) DAVID.OXENFORD@PILLSBURYLAW.COM</td> </tr> </table>	E-Mail Address (if available) DAVID.OXENFORD@PILLSBURYLAW.COM		
E-Mail Address (if available) DAVID.OXENFORD@PILLSBURYLAW.COM			
3. If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114): <input type="radio"/> Governmental Entity <input type="radio"/> Other			
4. <b>Application Purpose</b> <input type="radio"/> New station <input type="radio"/> Major Change in licensed facility <input checked="" type="radio"/> Minor Change in licensed facility <input type="radio"/> Major Modification of construction permit <input type="radio"/> Minor Modification of construction permit <input type="radio"/> Major Amendment to pending application <input type="radio"/> Minor Amendment to pending application (a) File number of original construction permit: - <input type="checkbox"/> NA (b) Service Type: <input type="radio"/> AM <input checked="" type="radio"/> FM <input type="radio"/> TV <input type="radio"/> DTV (c) Community of License: City: MONROE State: LA (d) Facility Type: <input checked="" type="radio"/> Main <input type="radio"/> Auxiliary If an amendment, submit as an Exhibit a listing by Section and Question Number the portions of the pending application that are being revised. [Exhibit 1]			

**NOTE:** In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

**Section II - Legal**

1.	<b>Certification.</b> Applicant certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Applicant further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application instructions and worksheets.	<input checked="" type="radio"/> Yes <input type="radio"/> No
2.	<b>Parties to the Application.</b> a. List the applicant, and, if other than a natural person, its officers, directors, stockholders with attributable interests, non-insulated partners and/or members. If a corporation or partnership holds an attributable interest in the applicant, list separately its officers, directors, stockholders with attributable interests, non-insulated partners and/or members. Create a separate row for each individual or entity. Attach additional pages if necessary.  <div style="display: flex; justify-content: space-between;"> <div style="width: 48%;">           (1) Name and address of the applicant and each party to the application holding an attributable interest (if other than individual also show name, address and citizenship of natural person authorized to vote the stock or holding the attributable interest). List the applicant first, officers next, then directors and, thereafter, remaining stockholders and other entities with attributable interests, and partners.             [Enter Parties/Owners Information]         </div> <div style="width: 48%;">           (2) Citizenship.            (3) Positional Interest: Officer, director, general partner, limited partner, LLC member, investor/creditor attributable under the Commission's <b>equity/debt plus</b> standard, etc.            (4) Percentage of votes.            (5) Percentage of total assets (equity plus debt).         </div> </div> b. Applicant certifies that equity and financial interests not set forth above are non-attributable.	<input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A See Explanation in [Exhibit 2]
3.	<b>Other Authorizations.</b> List call signs, locations, and facility identifiers of all other broadcast stations in which applicant or any party to the application has an attributable interest.	<input type="radio"/> N/A  [Exhibit 3]
4.	<b>Multiple Ownership.</b> a. Is the applicant or any party to the application the holder of an attributable radio joint sales agreement or an attributable radio or television time brokerage agreement in the same market as the station subject to this application?  If "YES," radio applicants must submit as an Exhibit a copy of each such agreement for radio stations.  b. Applicant certifies that the proposed facility complies with the Commission's multiple ownership rules and cross-ownership rules.  Radio applicants only: If "Yes," submit an Exhibit providing information regarding the market, broadcast station(s), and other information necessary to demonstrate compliance with 47 C.F.R. § 73.3555(a).  All Applicants: If "No," submit as an Exhibit a detailed explanation in support of an exemption from, or waiver of, 47 C.F.R. § 73.3555.  c. Applicant certifies that the proposed facility:	<input type="radio"/> Yes <input checked="" type="radio"/> No [Exhibit 4]  <input checked="" type="radio"/> Yes <input type="radio"/> No [Exhibit 5]  <input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 6]
5.	<b>Character Issues.</b> Applicant certifies that neither applicant nor any party to the application has	<input type="radio"/> Yes <input type="radio"/> No

	or has had any interest in or connection with: a. any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or party to the application; or b. any pending broadcast application in which character issues have been raised.	See Explanation in [Exhibit 7]
6.	<b>Adverse Findings.</b> Applicant certifies that, with respect to the applicant and any party to the application, no adverse finding has been made, nor has an adverse final action been taken by any court or administrative body in a civil or criminal proceeding brought under the provisions of any law related to any of the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another government unit; or discrimination.	<input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 8]
7.	<b>Alien Ownership and Control.</b> Applicant certifies that it complies with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments.	<input type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 9]
8.	<b>Program Service Certification.</b> Applicant certifies that it is cognizant of and will comply with its obligations as a commission licensee to present a program service responsive to the issues of public concern facing the station's community of license and service area.	<input type="radio"/> Yes <input type="radio"/> No
9.	<b>Local Public Notice.</b> Applicant certifies that it has or will comply with the public notice requirements of 47 C.F.R. Section 73.3580.	<input type="radio"/> Yes <input type="radio"/> No
10.	<b>Auction Authorization.</b> If the application is being submitted to obtain a construction permit for which the applicant was the winning bidder in an auction, then the applicant certifies, pursuant to 47 C.F.R. Section 73.5005(a), that it has attached an exhibit containing the information required by 47 C.F.R. Sections 1.2107(d), 1.2110(i), 1.2112(a) and 1.2112(b), if applicable.  <b>An exhibit is required unless this question is inapplicable.</b>	<input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A [Exhibit 10]
11.	<b>Anti-Drug Abuse Act Certification.</b> Applicant certifies that neither applicant nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.	<input checked="" type="radio"/> Yes <input type="radio"/> No
12.	<b>Equal Employment Opportunity (EEO).</b> If the applicant proposes to employ five or more full-time employees, applicant certifies that it is filing simultaneously with this application a Model EEO Program Report on FCC Form 396-A.	<input type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations. I hereby waive any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and request an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

Typed or Printed Name of Person Signing RICHARD S. LINHART	Typed or Printed Title of Person Signing CHAIRMAN OF THE SOLE MANAGER
Signature	Date 12/21/2005

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

<b>Section III-B - FM Engineering</b>	
<b>TECHNICAL SPECIFICATIONS</b>	
Ensure that the specifications below are accurate. Contradicting data found elsewhere in this application will be disregarded. All items must be completed. The response "on file" is not acceptable.	
<b>TECH BOX</b>	
1.	Channel Number: 291

2.	Class (select one): <input type="radio"/> A <input type="radio"/> B1 <input type="radio"/> B <input type="radio"/> C3 <input type="radio"/> C2 <input type="radio"/> C1 <input type="radio"/> C0 <input checked="" type="radio"/> C <input type="radio"/> D
3.	Antenna Location Coordinates: (NAD 27)  Latitude: Degrees 32 Minutes 39 Seconds 36 <input checked="" type="radio"/> North <input type="radio"/> South  Longitude: Degrees 92 Minutes 5 Seconds 15 <input checked="" type="radio"/> West <input type="radio"/> East
4.	One Step Proposal Allotment Coordinates: (NAD 27) <input checked="" type="checkbox"/> Not Applicable  Latitude: Degrees Minutes Seconds <input type="radio"/> North <input type="radio"/> South  Longitude: Degrees Minutes Seconds <input type="radio"/> West <input type="radio"/> East
5.	Antenna Structure Registration Number: <input type="checkbox"/> Not Applicable <input checked="" type="checkbox"/> Notification filed with FAA
6.	Overall Tower Height Above Ground Level: <span style="float: right;">471.4meters</span>
7.	Height of Radiation Center Above Mean Sea Level: <span style="float: right;">476 meters(H) 476 meters(V)</span>
8.	Height of Radiation Center Above Ground Level: <span style="float: right;">453meters(H) 453meters(V)</span>
9.	Height of Radiation Center Above Average Terrain: <span style="float: right;">453meters(H) 453meters(V)</span>
10.	Effective Radiated Power: <span style="float: right;">100 kW(H) 100 kW(V)</span>
11.	Maximum Effective Radiated Power: <input checked="" type="checkbox"/> Not Applicable (Beam-Tilt Antenna ONLY) <span style="float: right;">kW(H) kW(V)</span>
12.	Directional Antenna Relative Field Values: <input checked="" type="checkbox"/> Not applicable (Nondirectional)  Rotation (Degrees): <input type="checkbox"/> No Rotation

Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value	Degrees	Value
0		10		20		30		40		50	
60		70		80		90		100		110	
120		130		140		150		160		170	
180		190		200		210		220		230	
240		250		260		270		280		290	
300		310		320		330		340		350	
Additional Azimuths											

Relative Field Polar Plot

**NOTE:** In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

### CERTIFICATION

**AUXILIARY ANTENNA APPLICANTS ARE NOT REQUIRED TO RESPOND TO ITEMS 13-16. PROCEED TO ITEM 17.**

13. Allotment. The proposed facility complies with the allotment requirements of 47 C.F.R. Section 73.203.	<input checked="" type="radio"/> Yes <input type="radio"/> No
--	---

		See Explanation in [Exhibit 22]
14.	<b>Community Coverage.</b> The proposed facility complies with 47 C.F.R. Section 73.315.	<input checked="" type="radio"/> Yes <input type="radio"/> No  See Explanation in [Exhibit 23]
15.	<b>Main Studio Location.</b> The proposed main studio location complies with 47 C.F.R. Section 73.1125.	<input checked="" type="radio"/> Yes <input type="radio"/> No  See Explanation in [Exhibit 24]
16.	<b>Interference.</b> The proposed facility complies with all of the following applicable rule sections: Check all those that apply:  <b>Separation Requirements.</b> <input checked="" type="checkbox"/> a) 47 C.F.R. Section 73.207  <b>Grandfathered Short-Spaced.</b>  <input type="checkbox"/> b) 47 C.F.R. Section 73.213(a) with respect to station(s): [Exhibit 26] <b>Exhibit required</b> <input type="checkbox"/> c) 47 C.F.R. Section 73.213(b) with respect to station(s): [Exhibit 27] <b>Exhibit required</b> <input type="checkbox"/> d) 47 C.F.R. Section 73.213(c) with respect to station(s): [Exhibit 28] <b>Exhibit required.</b>  <b>Contour Protection</b>  <input type="checkbox"/> e) 47 C.F.R. Section 73.215 with respect to station(s): [Exhibit 29] <b>Exhibit required.</b>	<input checked="" type="radio"/> Yes <input type="radio"/> No  See Explanation in [Exhibit 25]
17.	<b>Environmental Protection Act.</b> The proposed facility is excluded from environmental processing under 47. C.F.R. Section 1.1306 (i.e., The facility will not have a significant environmental impact and complies with the maximum permissible radiofrequency electromagnetic exposure limits for controlled and uncontrolled environments). Unless the applicant can determine compliance through the use of the RF worksheets in Appendix A, an <b>Exhibit is required.</b>  By checking "Yes" above, the applicant also certifies that it, in coordination with other users of the site, will reduce power or cease operation as necessary to protect persons having access to the site, tower or antenna from radiofrequency electromagnetic exposure in excess of FCC guidelines.	<input checked="" type="radio"/> Yes <input type="radio"/> No  See Explanation in [Exhibit 30]
<b>PREPARERS CERTIFICATION ON PAGE 3 MUST BE COMPLETED AND SIGNED.</b>		

### SECTION III - PREPARER'S CERTIFICATION

I certify that I have prepared Section III (Engineering Data) on behalf of the applicant, and that after such preparation, I have examined and found it to be accurate and true to the best of my knowledge and belief.

Name	Relationship to Applicant (e.g., Consulting Engineer)
------	---

W. JEFFREY REYNOLDS		TECHNICAL CONSULTANT	
Signature		Date 12/19/2005	
Mailing Address DU TREIL, LUNDIN & RACKLEY, INC. 201 FLETCHER AVENUE			
City SARASOTA		State or Country (if foreign address) FL	Zip Code 34237 -6019
Telephone Number (include area code) 9413296000		E-Mail Address (if available) JEFF@DLR.COM	

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

### Exhibits

#### Exhibit 5

Description: EXHIBIT 5

#### Attachment 5

Description
Exhibit 5

#### Exhibit 23

Description: SEE EXHIBIT 30 - FIGURE 1

#### Attachment 23

#### Exhibit 25

Description: SEE EXHIBIT 30 - TECHNICAL NARRATIVE, FIGURE 2

#### Attachment 25

#### Exhibit 30

Description: COMPREHENSIVE TECHNICAL EXHIBIT

TECHNICAL NARRATIVE  
FIGURE 1 - COMPLIANCE WITH SECTION 73.315  
FIGURE 2 - CDBS FM SEPARATION STUDY  
FIGURE 3 - VERTICAL PLANE RELATIVE FIELD PATTERN

#### Attachment 30

Description
COMPREHENSIVE TECHNICAL EXHIBIT - KXRR, CH 291C, MONROE, LA

**Multiple Ownership**

By this application, Opus Broadcasting Monroe, LLC (“Opus”), the licensee of KXRR(FM), seeks Commission consent to a minor modification of the station’s license to increase its height above average terrain (HAAT) to at least 451 meters in order to attain minimum Class C facilities. Thus, the application does not propose any change in multiple ownership.

Furthermore, it is noted that the Monroe, Louisiana Arbitron Radio Metro Market, in which KXRR(FM) is located, has at least fifteen full-power radio stations according to BIA Media Access Pro 4.0. Pursuant to Section 73.3555(a) of the Commission’s Rules, a single entity may own, operate, or control up to six radio stations (not more than four of which may be in the same service) in a market of this size. Therefore, Opus’s ownership of four FM stations in the market complies with the Commission’s multiple ownership rules.





## FCC Geographic Market Definition for Monroe, LA

Call Letters	AM/FM	Freq	Type Station	Format	Home Market	Market Designtn Date	Home Mkt Rank	Owner	City & State of License	County of License
KXRR	FM	106.1	C	Clsc Rock	Monroe, LA	07/02/2003	255	Opus Media Partners LLC	Monroe, LA	Ouachita
KRVV	FM	100.1	C	Urban	Monroe, LA	07/02/2003	255	Holladay Broadcasting	Bastrop, LA	Morehouse
KLIC	AM	1230	C	News/Talk	Monroe, LA	07/02/2003	255	Media Ministries	Monroe, LA	Ouachita
KMBS	AM	1310	C	Children	Monroe, LA	07/02/2003	255	Red Bear Broadcasting	West Monroe, LA	Ouachita
KMLB	AM	1440	C	Talk/Sprts	Monroe, LA	07/02/2003	255	Holladay Broadcasting	Monroe, LA	Ouachita
KMYF	FM	92.3	C	Country	Monroe, LA	07/02/2003	255	Opus Media Partners LLC	Rayville, LA	Richland
KNOE	AM	540	C	Nws/Tlk/Spt	Monroe, LA	07/02/2003	255	Noe Corporation LLC	Monroe, LA	Ouachita
KNOE	FM	101.9	C	Adult CHR	Monroe, LA	07/02/2003	255	Noe Corporation LLC	Monroe, LA	Ouachita
KPCH	FM	97.7	C	Oldies	Monroe, LA	07/02/2003	255	Communications Capital Managers LLC	Dubach, LA	Lincoln
KQLQ	FM	103.1	C	Oldies	Monroe, LA	07/02/2003	255	Opus Media Partners LLC	Columbia, LA	Caldwell
KWJM	FM	92.7	C	AC	Monroe, LA	07/02/2003	255	Union Broadcasting Company Inc	Farmerville, LA	Union
KXKZ	FM	107.5	C	Country	Monroe, LA	07/02/2003	255	Communications Capital Managers LLC	Ruston, LA	Lincoln
KZRZ	FM	98.3	C	AC	Monroe, LA	07/02/2003	255	Opus Media Partners LLC	West Monroe, LA	Ouachita
KJLO	FM	104.1	C	Country	Monroe, LA	07/02/2003	255	New South Communications Incorporated	Monroe, LA	Ouachita
KLIP	FM	105.3	C	Clsc Hits	Monroe, LA	07/02/2003	255	Holladay Broadcasting	Monroe, LA	Ouachita
KHLL	FM	100.9	C	ChrsContem	Monroe, LA	07/02/2003	255	Gilliland, Dan	Richwood, LA	Ouachita
KJMG	FM	97.3	C	Urban AC	Monroe, LA	07/02/2003	255	Holladay Broadcasting	Bastrop, LA	Morehouse
KEDM	FM	90.3	NC	Variety	Monroe, LA	07/02/2003	255	Northeast Louisiana University	Monroe, LA	Ouachita
KXUL	FM	91.1	NC	New Rock	Monroe, LA	07/02/2003	255	University of Louisiana	Monroe, LA	Ouachita
KYFL	FM	89.5	NC	Christian	Monroe, LA	07/02/2003	255	Bible Broadcasting Network	Monroe, LA	Ouachita
KRJO	AM	1680	C	Black Gospl	Monroe, LA	07/02/2003	255	Holladay Broadcasting	Monroe, LA	Ouachita
KBMQ	FM	88.7	NC	ChrsContem	Monroe, LA	12/17/2003	255	Media Ministries	Monroe, LA	Ouachita

Number of Stations in Geographic Market 22

### Previous Stations in Geographic Market

"C" - Commercial Station; "NC" - Non Commercial Station

"p" indicates pending sale to owner listed

TECHNICAL EXHIBIT  
APPLICATION FOR FM CONSTRUCTION PERMIT  
FM STATION KXRR  
FACILITY ID 50405  
MONROE, LOUISIANA  
CH 291C 100 KW 453 M

Technical Narrative

The technical exhibit of which this narrative is part was prepared in support of an application for construction permit to modify the licensed facilities of FM station KXRR at Monroe, Louisiana (BLH-19880714IA). Currently, KXRR is licensed to operate on channel 291C (106.1 MHz) with a nondirectional antenna maximum effective radiated power (ERP) of 100 kilowatts and an antenna radiation center height above average terrain (HAAT) of 310 meters.

Purpose of Application

In response to a petition for rule making filed by Charles Crawford ("Crawford Petition") seeking to allot channel 290A to Pleasant Hill, Louisiana, the FCC issued an Order to Show Cause directed to KXRR to show cause why its facilities should not be reclassified to a Class C0 facility because its current HAAT (310 meters) was less than the Class C minimum (451 meters) with an ERP of 100 kW.<sup>1</sup>

In response to the Order to Show Cause, KXRR notified the FCC of its intent to file an application within 180 days of the date set forth in the Order to Show Cause to increase its HAAT to at least 451 meters in order to attain minimum Class C facilities. Therefore, this instant application proposes to increase the KXRR HAAT to 453 meters and maintain KXRR's Class C status. Specifically, it is proposed to operate from KXRR's existing transmitter site with a nondirectional ERP of 100 kW and an HAAT of 453 meters. The instant application is considered a "minor" change in facilities in accordance with Section 73.3573(a)(1).

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<sup>1</sup> See Order to Show Cause in RM-11231, adopted May 4, 2005, released May 6, 2005.

Response to Paragraph 5 - Antenna Structure Registration

It is proposed to operate from the existing KXRR tower (ASR 1034014). The overall tower height of the existing tower will be increased by 143.8 meters to permit KXRR operation with an HAAT of 453 meters. The FAA is being notified of the proposed height increase. Upon receipt of a Determination of No Hazard to Air Navigation from the FAA the tower registration information will be modified and the FCC will be notified of the modified tower registration information.

Response to Paragraph 14 - Community Coverage

Figure 1 is a map which demonstrates that KXRR's proposed operation complies with the provisions of Section 73.315. Specifically, it has been determined that the proposed 70 dBu contour will encompass 100% of the area within the Monroe limits.

Response to Paragraph 16

Figure 2 is a separation study from KXRR's proposed antenna location for the channel 291C operation. As shown, the proposed antenna location complies with the minimum distance separation requirements of Section 73.207 for Class C operation on channel 291 towards all existing, authorized and proposed stations and allotments with the exception of: (1) a pending petition for rule making to allot channel 290A to Pleasant Hill, Louisiana; and (2) the authorized operation of KLAZ on channel 290C1 at Hot Springs, Arkansas. Each short-spacing is addressed below.

The pending petition for rule making for channel 290A at Pleasant Hill requested the downgrade of KXRR to Class C0 status. However, the instant KXRR application will maintain KXRR's Class C status. Pursuant to Note 4 of Section 73.3573 of the Rules, upon grant of the instant KXRR application, the Pleasant Hill channel 290A petition for rule making will be dismissed.

The proposed KXRR operation is short-spaced by 15.95 kilometers to the authorized operation of KLAZ on channel 290C1 at Hot Springs, Arkansas (BPH-20040719AAA). The underlying application for the authorized KLAZ operation proposed to downgrade KXRR to Class C0 status and also requested processing under Section 73.215 with respect to a downgraded KXRR Class C0 operation. It is noted that on November 29, 2005 the FCC rescinded the KLAZ application grant and returned the KLAZ application to pending status. It is presumed that the KLAZ application grant was rescinded because an Order to Show Cause was never issued to KXRR regarding the proposed Class C0 downgrade proposal. In any event, pursuant to Note 4 of Section 73.3573 of the Rules, upon grant of the instant KXRR application, the KLAZ application (BPH-20040719AAA) will be dismissed.

#### Environmental Considerations

The proposed KXRR facilities were evaluated in terms of potential radiofrequency radiation exposure at 2 meters above ground level in accordance with OST Bulletin No. 65, "Evaluating Compliance With FCC-Specified Guidelines for Human Exposure to Radiofrequency Radiation". This Bulletin provides assistance in determining whether FCC-regulated transmitting facilities, operations or devices comply with limits for human exposure to radiofrequency (RF) electromagnetic fields.

The calculated power density at 2 meters above ground level at the base of the tower was calculated using the appropriate equation contained in the Bulletin. Figure 3 is vertical plane relative field pattern for the proposed ERI 12-bay, 1 wavelength bay spacing, nondirectional antenna. As shown on Figure 3, the maximum vertical relative field value towards the tower base ( $-60^\circ$  to  $-90^\circ$  elevation) is less than 0.30. Therefore, using a "conservative" vertical relative field value of 0.30, the total ERP of 200 kW (H+V) and an antenna center of radiation height above ground level of 453 meters, the calculated power density at 2 meters above ground level at the base of the tower is 0.0030 milliwatt per square centimeter ( $\text{mW}/\text{cm}^2$ ), or 1.5% of the Commission's recommended limit applicable to general population/uncontrolled exposure areas ( $0.2 \text{ mW}/\text{cm}^2$  for FM frequencies). Therefore, based on the

responsibility threshold of 5%, the proposal will comply with the RF emission rules.

Access to the tower will be restricted and appropriately marked with warning signs. Furthermore, as this is a multi-user site, procedures will be in effect in the event that workers or other authorized personnel enter the restricted area or climb the tower to ensure that appropriate measures will be taken to assure worker safety with respect to radio frequency radiation exposure. Such procedures include reducing the average exposure by spreading out the work over a longer period of time, wearing "accepted" RFR protective clothing and/or RFR exposure monitors or scheduling work when the station is at reduced power or shut down.

Finally, it is noted that this technical exhibit only addresses the potential for radiofrequency electromagnetic field exposure. All other aspects of the environmental processing analysis will be or already has been provided to the FCC by the tower owner as part of the tower registration process.

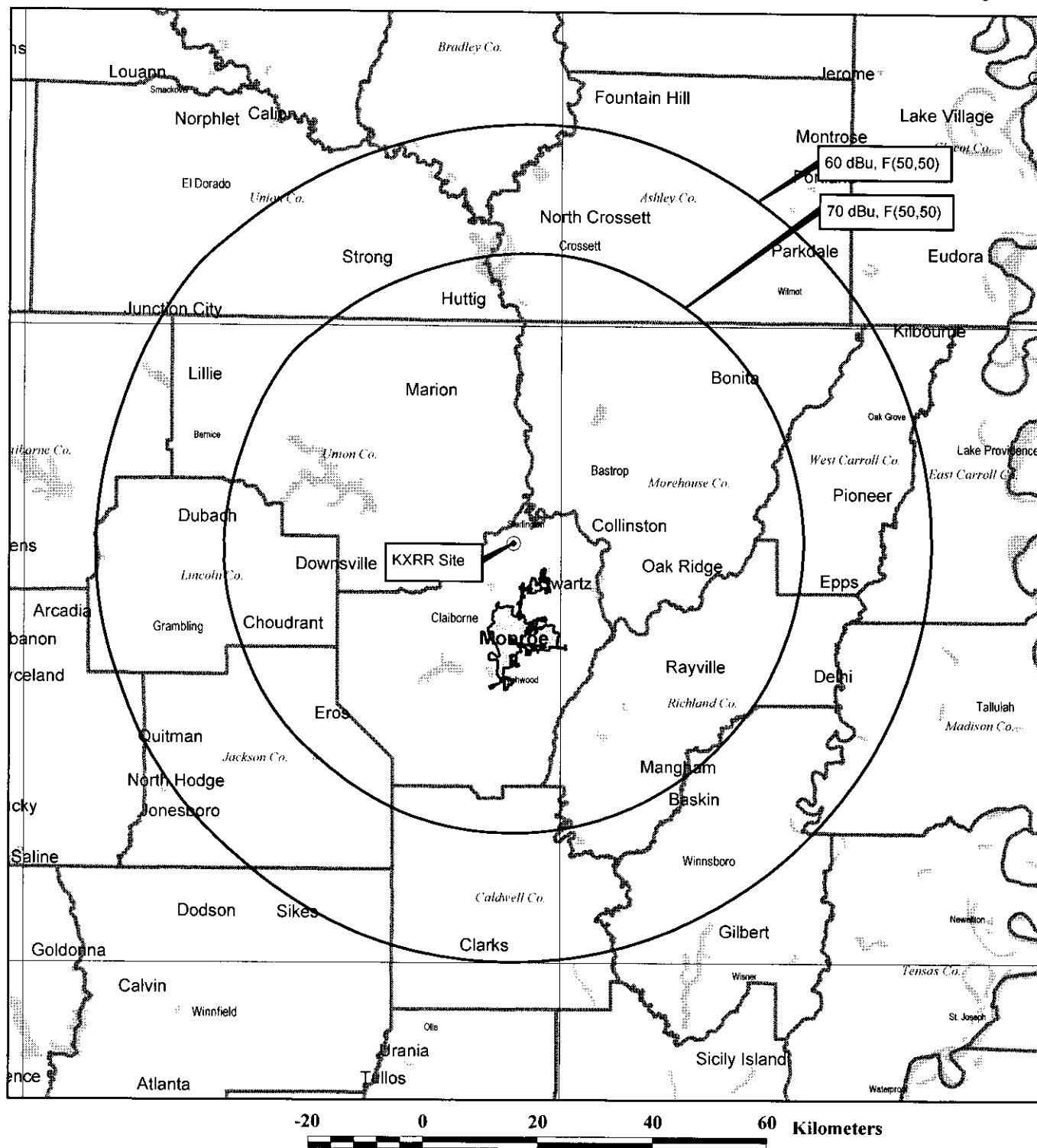


W. Jeffrey Reynolds

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201 Fletcher Avenue  
Sarasota, FL 34237-6019  
(941) 329-6000  
JEFF@DLR.COM

December 19, 2005

Figure 1



## COMPLIANCE WITH SECTION 73.315

FM STATION KXRR  
 MONROE, LOUISIANA  
 CH 291C 100 KW 453 M

du Treil, Lundin & Rackley, Inc. Sarasota, Florida

CDBS FM SEPARATION STUDY

Job Title: Proposed KXRR, Ch. 291C, Monroe, LA  
Channel: 291 C

Separation Buffer: 32 km  
Coordinates: 32-39-36 092-05-15

Call Id	City St	File Status	File Num	Channel Freq	ERP HAAT	DA Id	Latitude Longitude	73 215	Bear	Dist. (km)	Req. (km) 215	207
DKWHN-FHAYNESVILLE 26464	LA	VAC	C	288 A 105.5	0.000	N	32-58-47 093-08-38	N	290.1	105.09 10.09	89.0 Close	95.0
	HAYNESVILLE RM LA DEL	C	11158	288 A 105.5	0.000		32-58-47 093-08-38		290.1	105.09 10.09	89.0 Close	95.0
KWRF-FMWARREN 52651	AR	LIC	C 7115	288 A 105.5	3.000 81	N	33-37-59 092-03-51	N	1.1	107.94 12.94	89.0 Close	95.0
	HALL SUMMIT RM LA ADD	C	11158	288 A 105.5	0.000		32-15-33 093-13-27		247.6	115.75 20.75	89.0 Clear	95.0
WVBG 162298	REDWOOD MS	BLH LIC	C 20050726APN	288 A 105.5	1.950 131	N	32-23-22 090-48-34	Y	103.7	123.77 28.77	89.0 Clear	95.0
KRKD 86857	DERMOTT AR	BLH LIC	C 20000522AAR	289 A 105.7	3.000 100	N	33-32-25 091-22-39	N	33.9	118.00 23.00	89.0 Clear	95.0
	PLEASANT HI RM LA ADD	C	11231	290 A 105.9	0.000		31-54-00 093-26-00		236.6	152.24 -12.76	142.0 <b>Short<sup>1</sup></b>	165.0
KLAZ 48947	HOT SPRINGS AR	BPH CP	C 20040719AAA	290 C1 105.9	100.000 299 69650	Y	34-19-55 092-39-55	Y	344.1	193.05 -15.95	188.0 <b>Short<sup>2</sup></b>	209.0
WOAD-FMPICKENS 29512	MS	BLH LIC	C 20020312AAN	290 C2 105.9	23.000 224	N	32-38-53 089-59-20	Y	89.8	196.89 8.89	176.0 Close	188.0
KLAZ 48947	HOT SPRINGS AR	BLH LIC	C 19890619KC	290 C1 105.9	95.000 303	N	34-22-20 093-02-51	N	335.2	209.81 0.81	188.0 Close	209.0
KXRR 50405	MONROE LA	BLH LIC	C 19880714IA	291 C 106.1	100.000 310	N	32-39-36 092-05-15	N	90.0	0.00		

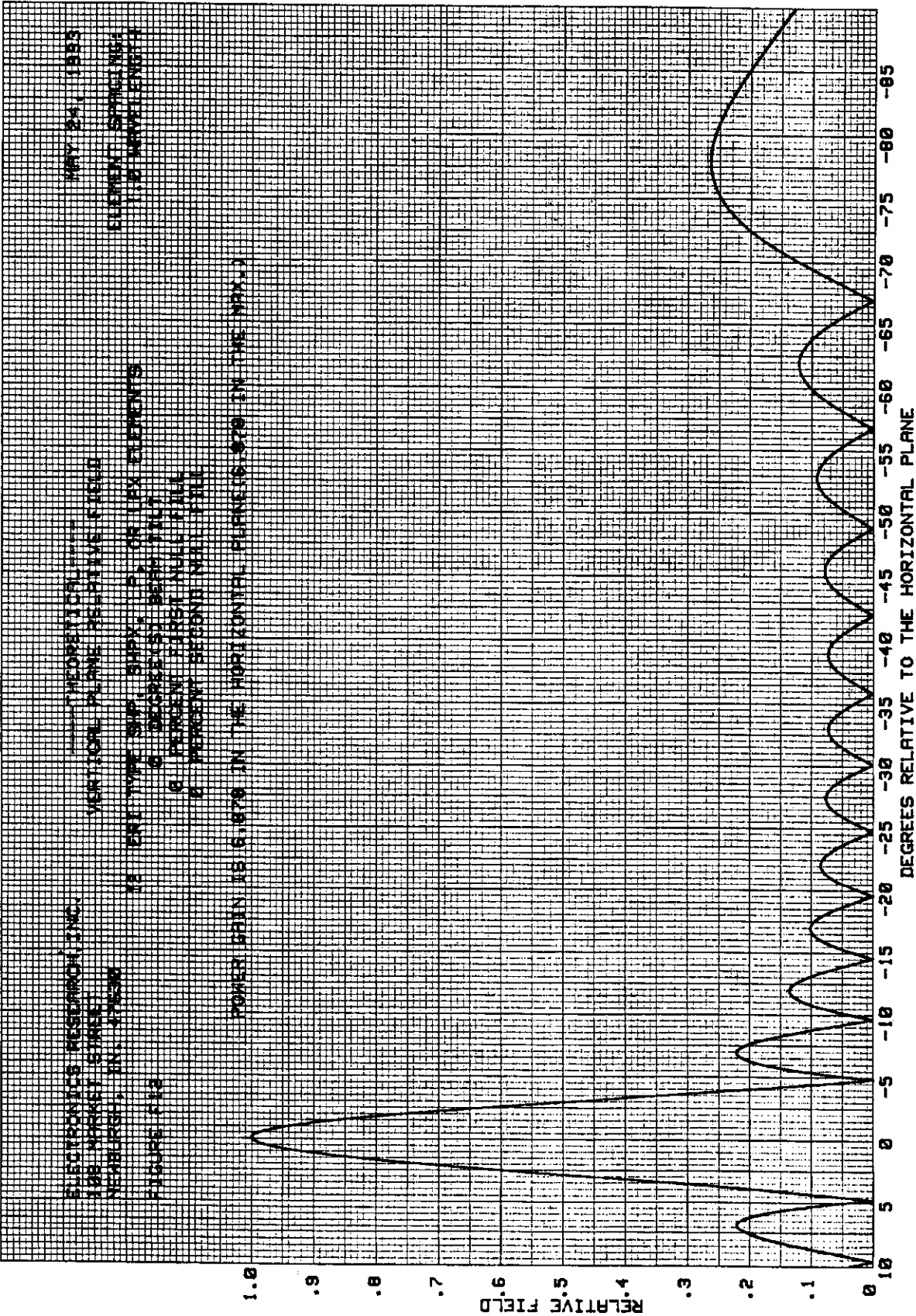
<sup>1</sup> The pending petition for rule making for channel 290A at Pleasant Hill requested the downgrade of KXRR to Class C0 status. However, the instant KXRR application will maintain KXRR's Class C status. Pursuant to Note 4 of Section 73.3573 of the Rules, upon grant of the instant KXRR application, the Pleasant Hill channel 290A petition for rule making will be dismissed.

<sup>2</sup> The underlying application for the authorized KLAZ operation proposed to downgrade KXRR to Class C0 status and also requested processing under Section 73.215 with respect to a downgraded KXRR Class C0 operation. It is noted that on November 29, 2005 the FCC rescinded the KLAZ application grant and returned the KLAZ application to pending status. It is presumed that the KLAZ application grant was rescinded because an Order to Show Cause was never issued to KXRR regarding the proposed Class C0 downgrade proposal. In any event, pursuant to Note 4 of Section 73.3573 of the Rules, upon grant of the instant KXRR application, the KLAZ application (BPH-20040719AAA) will be dismissed.

Call Id	City St	File Status	File Num	Channel Freq	ERP HAAT	DA Id	Latitude Longitude	73 215	Bear	Dist. (km)	Req. (km) 215 207
	MONROE	RM		291 C	0.000		32-39-36		90.0	0.00	
	LA DEL C	11231		106.1			092-05-15				
	MONROE	RM		291 C0	0.000		32-39-36		90.0	0.00	
	LA ADD C	11231		106.1			092-05-15				
	MARKSVILLE	RM		292 A	0.000		31-06-34		182.5	172.08	142.0 165.0
	LA ADD C	11259		106.3			092-09-55			7.08	Close
KYGL 12312	TEXARKANA	BLH		292 C2	50.000	N	33-18-30	Y	293.1	188.21	176.0 188.0
	AR LIC C	19950427KC		106.3	150		093-56-54			0.21	Close
	GLENMORA	RM		292 A	0.000		31-00-35		197.9	192.19	142.0 165.0
	LA ADD C	10778		106.3			092-42-30			27.19	Clear
WGNG 77692	TCHULA	BLH		292 C3	7.100	N	33-18-06	Y	68.2	196.74	165.0 176.0
	MS LIC C	20040909ACV		106.3	152		090-07-31			20.74	Clear
KOLL 38392	LONOKE	BLH		292 C2	50.000	N	34-36-06	N	5.5	216.38	176.0 188.0
	AR LIC C	19980220KE		106.3	150		091-51-40			28.38	Clear
KELD-FM 61239	HAMPTON	BLH		293 C3	17.500	N	33-32-23	Y	334.9	107.98	90.0 96.0
	AR LIC C	19991109ACB		106.5	92	29733	092-34-59			11.98	Close
KCIJ 88686	ATLANTA	BLH		293 C3	25.000	N	31-48-29	N	215.7	116.24	90.0 96.0
	LA LIC C	20011003AAX		106.5	100		092-48-22			20.24	Clear
KYLA 49880	HOMER	BLH		294 C2	50.000	N	32-44-39	N	274.8	121.66	96.0 105.0
	LA LIC C	19980204KC		106.7	140		093-22-52			16.66	Clear



Figure 3



**FCC MB - CDBS Electronic Filing**  
**Application Reference Number: 20051221ALW**  
**Successfully filed at Dec 21 2005 4:06PM**

**A Fee Payment is Required for this application.**

You can use the FCC's Electronic Form 159 System to pay electronically and/or to print out an appropriate Form 159. Press the button below now or return to this screen later by pressing the "Pay Fee" button on the CDBS Main Menu/ Informal Menu. See the [CDBS User's Guide](#) for more information about fee payment.

[Electronic Form 159](#)

[Return to Main Menu](#)

Payment must be received by Mellon Bank within 14 (calendar) days of the date that the application is officially received by the Media Bureau's electronic filing system (indicated by the reference number above). This deadline applies to any payment submission method (electronic or via a paper check). If payment is not received in time, the filed application will be considered to be **not paid** and will therefore not be processed by the MB.

# Remittance ID:838176 Authorization Number:325255

## Successful Authorization -- Date Paid: 12/21/05 FILE COPY ONLY!!

READ INSTRUCTIONS CAREFULLY BEFORE PROCEEDING  (1) LOCKBOX #358195	FEDERAL COMMUNICATIONS COMMISSION <b>REMITTANCE ADVICE</b> <b>FORM 159</b> PAGE NO 1 OF 1	APPROVED BY OMB 3060-059  SPECIAL USE  FCC USE ONLY
<b>SECTION A - Payer Information</b>		
(2) PAYER NAME (if paying by credit card, enter name exactly as it appears on your card) <b>Opus Broadcasting Monroe L.L.C.</b>		(3) TOTAL AMOUNT PAID (dollars and cents) <b>\$830.00</b>
(4) STREET ADDRESS LINE NO. 1 <b>2300 N Street, N.W.</b>		
(5) STREET ADDRESS LINE NO. 2		
(6) CITY <b>Washington</b>	(7) STATE <b>DC</b>	(8) ZIP CODE <b>20037-1128</b>
(9) DAYTIME TELEPHONE NUMBER (INCLUDING AREA CODE) <b>202-6638000</b>		(10) COUNTRY CODE (IF NOT IN U.S.A.) <b>US</b>
<b>FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED</b>		
(11) PAYER (FRN) <b>0010998375</b>		(12) FCC USE ONLY
IF PAYER NAME AND THE APPLICANT NAME ARE DIFFERENT, COMPLETE SECTION B IF MORE THAN ONE APPLICANT, USE CONTINUATION SHEETS (FORM 159-C)		
(13) APPLICANT NAME <b>OPUS BROADCASTING MONROE LLC</b>		
(14) STREET ADDRESS LINE NO. 1 <b>950 3RD AVENUE, 19TH FLOOR</b>		
(15) STREET ADDRESS LINE NO. 2		
(16) CITY <b>NEW YORK</b>	(17) STATE <b>NY</b>	(18) ZIP CODE <b>10022-</b>
(19) DAYTIME TELEPHONE NUMBER (INCLUDING AREA CODE) <b>2122173930</b>		(20) COUNTRY CODE (IF NOT IN U.S.A.) <b>USA</b>
<b>FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED</b>		
(21) APPLICANT (FRN) <b>0010998375</b>		(22) FCC USE ONLY
<b>COMPLETE SECTION C FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET</b>		
(23A) FCC Call Sign/Other ID <b>KXRR</b>	(24A) Payment Type Code(PTC) <b>MPR</b>	(25A) Quantity <b>1</b>
(26A) Fee Due for (PTC) <b>\$830.00</b>	(27A) Total Fee <b>\$830.00</b>	FCC Use Only
(28A) FCC CODE 1 <b>50405</b>	(29A) FCC CODE 2 <b>CDBS20051221ALW</b>	
<b>SECTION B - Applicant Information</b>		
(23B) FCC Call Sign/Other ID	(24B) Payment Type Code(PTC)	(25B) Quantity
(26B) Fee Due for (PTC)	(27B) Total Fee	FCC Use Only
(28B) FCC CODE 1	(29B) FCC CODE 2	





## Electronic Form 159

### Payment Confirmation

Your transaction has been approved. For your records, please note the following:

REMITTANCE ID NUMBER :	838176
AUTHORIZATION NUMBER :	325255
AMOUNT PAID :	\$830.00

[PRINT FORM 159](#)[CLOSE](#)

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#### Customer Service

[FCC Fees](#)[Web Policies / Privacy  
Policy](#)[FCC Home Page](#)

If you have any questions or concerns please contact your licensing system help desk.

## Notice of Proposed Construction or Alteration (7460-1)

**Project Name:** OPUS -000030352-05

**Sponsor:** Opus Broadcasting Monroe LLC

### Details for Case : KXRR Tower

[Show Project Summary](#)

#### Case Status

**Status:** Accepted

**Date Submitted:** 12/20/2005

**ASN:** 2005-ASW-7208-OE

**Date Accepted:**
**Next Step:** None

**Date Determined:**
**Letter:** None

#### Construction / Alteration Information

**Notice Of:** Alteration

#### Structure Summary

**Structure Name:** KXRR Tower

**Duration:** Permanent

**Structure Type:** Antenna Tower

**if Temporary :** Months: Days:

**Other :**
**Work Schedule - Start:**
**FCC Number:**
**Work Schedule - End:**
**Prior ASN:**

#### Structure Details

#### Common Frequency Bands

**Latitude:** 32° 39' 36" N

Low Freq	High Freq	Freq Unit	ERP	ERP Unit
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**Longitude:** 92° 5' 15" W

#### Specific Frequencies

**Horizontal Datum:** NAD83

Low Freq	High Freq	Freq Unit	ERP	ERP Unit
106.1	106.1	MHz	100	KW

**Horizontal Accuracy:** None

**Site Elevation (SE):** 74 (nearest foot)

**Structure Height (AGL):** 1547 (nearest foot)

**Marking/Lighting:** White-medium intensity

**Other :**
**Nearest City:** Sterlington

**Nearest State:** Louisiana

**Traverseway:** No Traverseway

**Description of Location:** Approximately 3.9 kilometers south of Sterlington

**Description of Proposal:** Increase in height of existing 1075 foot tower. FCC records indicate existing tower ASR #1034014. 12-bay FM antenna mounted near top of tower.



## CERTIFICATE OF SERVICE

I, Julia Colish, a secretary in the law firm of Pillsbury Winthrop Shaw Pittman LLP, do hereby certify that I have this 21<sup>st</sup> day of December 2005 mailed by first class United States mail, postage-prepaid, copies of the foregoing "NOTICE OF APPLICATION FILED IN RESPONSE TO ORDER TO SHOW CAUSE" to the following:

\*John A. Karousos  
Assistant Chief, Audio Division, Media  
Bureau  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Room 3-A266  
Washington, D.C. 20554

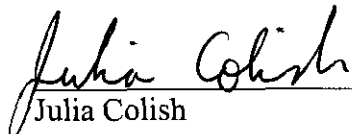
\*Deborah A. Dupont  
Media Bureau  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Room 2-A125  
Washington, D.C. 20554

\*Arthur Doak  
Media Bureau  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Room 2-A364  
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Anna M Canterbury  
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202 West 19<sup>th</sup> Street  
El Dorado, AR 75205

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Gray Media Corporation  
1031 Hickory Creek Drive  
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Charles Crawford  
4553 Bordeaux Avenue  
Dallas, TX 75205

  
\_\_\_\_\_  
Julia Colish

\*Via Hand Delivery